

SENATE BILL 1832

By Herron

AN ACT to amend Tennessee Code Annotated, Title 57,
relative to caffeinated alcohol drinks.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 57, is amended by adding the following language as a new, appropriately designated chapter:

Section 57-__-1__.

(a) It is an offense for any person or entity to manufacture, sell, offer for sale, advertise, or distribute any alcohol drink knowing that it is a caffeinated alcohol drink.

(b) For purposes of this section, "caffeinated alcohol drink" means any alcoholic beverage as defined in § 57-3-101 or beer as defined in § 57-5-101 to which is added caffeine, or other stimulants including, but not limited to, guarana, taurine, or ginseng. "Caffeinated alcohol drink" includes any malt beverage, high alcohol content beer as defined in § 57-4-106, or any other liquid product containing alcohol for human consumption to which is added caffeine, or other stimulants including, but not limited to, guarana, taurine, or ginseng, and which contains at least six percent (6%) alcohol by volume. Such term shall not apply to alcoholic beverages that only contain caffeine as a natural constituent of one (1) or more of their ingredients, such as a coffee flavoring.

(c) A violation of subsection (a) is a Class A misdemeanor. Each caffeinated alcohol drink manufactured, sold, offered for sale, advertised, or distributed in violation of subsection (a) shall constitute a separate offense.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.